

- Will J. Barber  
12-19-27
1. Design.
  2. Fulestark
  3. In map

- Jan. 3/24 other
4. App owner ship 11/3/27 N
  5. Lec PN 11/4/27 mos
  6. Survey Statement - 11/5/27 C
  7. Letter

Cert on file 920  
when survey made  
otherwise it is OK  
David A Cunningham  
Cor of sec rest  
ownership 1/21/27  
Hutch

Rush  
Johnson  
\$4<sup>00</sup> NOV 3 - 1927

Ad J. N. Portke.  
San Marcos, Tex

Hays Co. 1/24.  
15 Feb 5'03.  
Travis 1.6las

abt-90 685 abt 90

Robert Glover  
(165 ac)

93.14 N. Sec

ub. loc 16/313.

see 471 Trac. 1. for Cert

Correct on map of Hays Co.  
March 4/24. R. Forstye  
in conflict with S. D. Chase survey  
S-248. unclad

Correct on map of  
Hays Co. for 16 1/2 ac  
11-4-27  
Masoned

Patent David A.  
Cunningham of  
11/4/27 Hutchins

Patented Nov. 7, 1927  
No. 444, vol 37a  
1/6 J. N. Portke  
with

made 4/8/27  
Rev. M. K. [unclear]  
Map abt. vol. 1-51  
c. Jan 28  
c. J. H. H. 74

1-11-11  
[Handwritten scribbles]

The State of Texas }  
County of Hays } to the  
Surveyor of said  
County, By virtue of the  
unlocated balance, of the  
Robert Clever, Certificated No 16/313  
Class first Quantity 46 acres  
issued at the General Land Office  
Austin on November 8th 1870, by  
George Kuehler Commissioner  
upon which there has been located  
Drill notes returned and patented  
2 9/2 acres, leaving a balance of  
16 1/2 acres to be located, which  
balance you will locate and  
survey for me the following  
described vacant Domain to wit

Begin at the S.W. Corner of the  
W.C. Bryant survey 049. Thence  
N 45° E 160 1/2 by ~~with~~ <sup>N 45° W</sup> 550.00

Begin at a stone mark for this  
location; thence S 45° W 305 1/2  
to . Thence N 45° W 305 1/2, thence  
N 45° E 305 1/2, thence S 45° E 305 1/2  
to beginning, and abridge

Joel Phillip

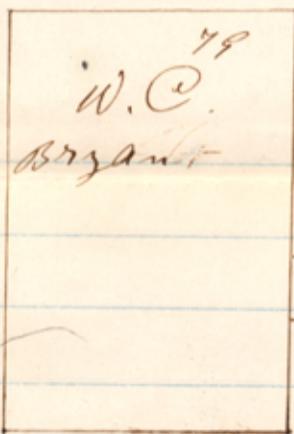
1  
File 503  
Travis & Co  
Designated

Filed Jan'y 3<sup>rd</sup>, 1874  
S. E. & P. Keenan  
Chief Clerk

Filed for record at  
11.00 AM Dec 29<sup>th</sup> 1873  
B. C. Horton  
Merrill & Sons Co  
Wm J. [unclear]

I have with comely this the above  
and being in duly received  
in Book P. Page 152, Received  
of Mr. P. M. Thompson, Jan'y  
and appear in the same  
December 29<sup>th</sup> 1873 B. C. Horton  
Langdon H. C.

Variation  
10° E



A plot and field notes  
of unlocated balance  
of the Robert Colver

Quantity 16 1/2 acres

for W.C. Phillips. case

Made by virtue of unlocated  
balance of the Robert Colver. Certifi-  
cate no 16/313 Class first Quantity 46  
acres issued at the General Land  
office Austin November 8<sup>th</sup> 1870, by  
Jacob Knechler Commissioner, upon  
which there has been located, field notes  
returned and patented for 29 1/2 acres,  
leaving a balance of 16 1/2 acres to  
be located, ~~which balance~~

By virtue of which the following  
survey is made, which survey

contains 16 1/2 acres, located in  
Hays County about 7 1/2 miles N 3 1/2 W  
of San Marcos on the waters  
of Blanco, and bounded as follows

Beginning at a stone mound, 160 5/8  
N 45° E by N 45° W 550, is from the  
N.W. Corner of the W.C. Bryant  
no 79, a S.O. to N 45° W 20, and to the  
S 78° W 20, thence S 45° W 305 1/3 is to a  
stone md for the S Corner, thence  
N 45° W 305 1/3 is a line to the S 45° E 20,

24 N. & S. Co.  
T.S. Chase Survey  
N 45° E. 215

a do by N 68 $\frac{1}{2}$  E 10. w

thence N 45 $^{\circ}$  E 305 $\frac{1}{2}$  w to Stone mt.  
for N. Corner a L.O. by S 70 $^{\circ}$  W 8 $\frac{1}{2}$

w a do by S 26 $\frac{1}{2}$  E 19. w

thence N 45 $^{\circ}$  E 305 $\frac{1}{2}$  w to beginning  
hearings marked H

J. M. Hampton } B. C. Hardin

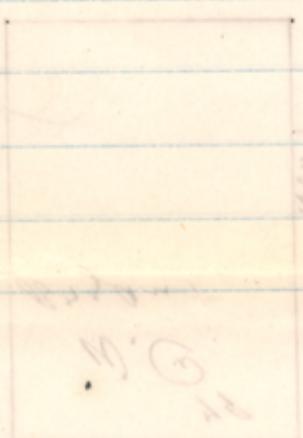
H Hampton } Surveyor.

Chamman

I here with Certify that the above  
survey was made by me according  
to Law, and that the ~~in~~ notes  
is correctly set forth and duly  
Recorded in Book C. Record  
of Deeds notes on page 162, 163  
Witness my hand and  
official signature, at office  
in the Town of San Marcos this  
the 29th day of December 1873

B. C. Hardin

Surveyor of Hays County,  
Texas



2. Tr. 500 no

Travis 1000 16 1/2 acres

Subdivs 93,142 <sup>500</sup>  
indicated

Robt. Clever Balance of the  
Robert Clever

Filed Jan'y 3, 1874 field notes  
to & to Clever for

W. S. Phillips  
Chief Clerk

Correct on map of Hayes Co.  
March 6/74. H. Proctor

Cancelled

93142

5 1 1/2  
5 1 1/2  
5 1 1/2  
5 1 1/2  
5 1 1/2

c Jan'y 28  
c 7/11/74

The State of Texas  
County of Hayes } know all men by these  
presents that J. W. O. Hutchinson, in Consider-  
ation of the sum of twelve  $\frac{00}{100}$  Dollars Com-  
to me paid, have and do by these  
presents bargain, sell, transfeer, and Con-  
vey unto Joel Phillips Sixteen  $\frac{00}{100}$  acres  
it being the unlocated ballance of  
the Robert Clemer Certificate No 18/313  
Class first quantity 46 acres, issued  
at the Genl Land office Austin number  
the 20th 1870, by Jacob Kuechler, Commis-  
sioner, upon which Certificate, 29  $\frac{1}{2}$  acres  
Patent issued, leaving the unlocated  
ballance of sixteen  $\frac{00}{100}$  acres, to have and  
to hold the said sixteen  $\frac{00}{100}$  acres of  
unlocated ballance there of; with the full  
right and authority to locate the same  
and receive patent there for, and to  
hold and to have the land so located  
by virtue of said unlocated ballance  
unto him the said Joel Phillips  
his heirs and assigns forever,  
and I do here by warrant the title

to said unlocated balance of 164 acas  
out of the certificate as aforesaid, in  
to the said Joel Phillips, his heirs or  
assigns;

Given under my hand and seal  
this the 12<sup>th</sup> day of February A.D. 1873  
W. O. Hutchison

The State of Texas }  
County of Hays } Personally ap-  
peared before me  
the undersigned Clerk of the Dis-  
trict Court, in and for the County  
and State aforesaid, W. O. Hutchison  
to me well known, and whose  
signature appears to the above and  
foregoing instrument of Writing  
and acknowledged to me that  
he signed sealed and delivered  
the same for the uses, purposes  
and consideration therein stated.  
In testimony whereof, I hereunto  
set my hand and official seal  
February 12<sup>th</sup> 1873  
Edw. J. L. Green  
Clerk D. C. Hays Co

9

File 503

Francis Cely

W. O. Hutchinson

Wm. Phillips

Filed Jan 3. 74

W. O. Hutchinson  
Chief Clerk

W. O. Hutchinson

To 3 certificates

Joel Phillips  
Roll Clerk



# General Land Office

State of Texas

Austin

Nov 3, 1927

J. T. ROBISON, COMMISSIONER  
J. H. WALKER, CHIEF CLERK

THE STATE OF TEXAS ( )

County of Travis: |

On this day personally appeared before me, the under-  
signed authority, Dr J N Parke, who having been duly sworn by  
me, states on oath:

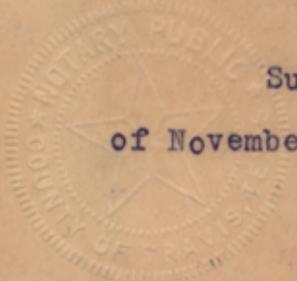
That Mrs Mattie C Parke, his Mother, and he are joint  
owners of the Robert Clevers survey of land in Hayes County,  
Texas, containing 93,142 sq vrs.

IN TESTIMONY WHEREOF

J N Parke

Subscribed and sworn to before me, this the 3rd day  
of November, A D 1927.

J D Hedrick  
Notary Public, Travis Co. Texas



*Handwritten notes:*  
3-11-27  
J N Parke  
Mrs Mattie C Parke  
93,142 sq vrs  
Hayes County Texas

Travis 1-503

aff ownership

Filed Nov 3, 1927

J. T. Robinson

Can

Walter



of November, 1927.

ROBERT HORTON, PLAINTIFF,

*[Handwritten signature]*

vs. WALTER C. BIRKE, DEFENDANT.

Case No. 1-503.

Plaintiff complains that defendant is wrongfully

claiming ownership of the land in the county of

Travis, Missouri, and that defendant is wrongfully

claiming the same.

Plaintiff prays that

J. W. AVRETT, CHIEF CLERK  
J. T. ROBINSON, COMMISSIONER



NOV 3 1927

Walter

WALTER C. BIRKE

WALTER C. BIRKE

**S. W. MINOT**  
 CIVIL ENGINEER  
 LICENSED LAND SURVEYOR, TEXAS  
 SURVEYOR OF HAYS COUNTY  
 SAN MARCOS, TEXAS

STATE OF TEXAS )  
 HAYS COUNTY )

**CORRECTED**  
**FIELD NOTES OF 16.5 ACRES OF LAND:**  
 Made for J. N. and Mrs. Mattie C. Parke,  
 being the R. Clever Survey in Hays County,  
 Texas.

*about 7 1/3 miles N 5 W from San Marcos*

REFERENCE LINE, Beginning at a stone mound 24 Varas North of  
 the S. E. corner of the T. S. Chase Survey; Thence N 45° E  
 215 Varas to the W. corner of the R. Clever Survey which is  
 described herein, a stone mound from which a Live Oak bears  
 N 45° E 26 Varas and another Live Oak bears N 69° 30' E 10 Varas;  
 this being the beginning corner of the R. Clever Survey;  
 Thence N 45° E 305.5 Varas to a stone mound for N. corner;  
 Thence S 45° E 305.5 Varas to a stone mound for E. corner;  
 a Live Oak bears N 75° W 20 Varas and another Live Oak bears S 78° W  
 20 Varas;  
 Thence S 45° W 305.5 Varas to a stone mound for S. corner;  
 Thence N 45° W 305.5 Varas to the place of beginning.  
 Containing 16.5 acres of land.  
 Bearings marked H.

Re Surveyed Oct. 26, 1927.

*A. S. Davis } Chain  
 Mita Valdez } Corners*

\_\_\_\_\_ 0 \_\_\_\_\_

I, S. W. Minot Surveyor of Hays County, Texas, do hereby certify  
 that the foregoing survey was made on the ground, and according to  
 law; that the limits, boundaries and corners, with the marks, natural  
 and artificial, are truly described in the foregoing Field Notes,  
 just as they were found on the ground; and they are recorded in my  
 office in Book 3 page 253. This 26th day of October, 1927.

*S. W. Minot*  
 S. W. Minot,  
 Surveyor of Hays County, Texas

See Surveyor Statement filed Nov. 5, 1927  
for names of Chain Corners

*S. A. Davis  
 Mita Valdez*

*Name of e.c. given by Mr. Minot over phone - to be followed by written statement -*

*11/4/27 class*



5-179

**S. W. MINOT**  
CIVIL ENGINEER  
LICENSED LAND SURVEYOR, TEXAS  
SURVEYOR OF HAYS COUNTY  
SAN MARCOS, TEXAS

Nov. 4, 1927.

*200  
Davis 1st Class  
Robert Green  
Survey as returned  
April 10, 1927  
J. C. Robison*

Mr. J. C. Robison,  
Land Commissioner,  
General Land Office,  
Austin, Texas.

I call your attention to the field notes of the R. Clever  
Survey in Hays County, which I mailed to you Oct. 3, inst.  
In which notes I do not give the names of the Chainmen.

This will authorize you to insert the names of A. S. Davis  
and Mike Valdez as chainmen in the survey of same.

Yours truly

*1-503*

*S. W. Minot*  
S. W. Minot,  
Surveyor of Hays County,  
San Marcos, Texas.

RECEIVED

NOV 5 1927

REFERRED TO MAP

6

File 503  
Travis 1<sup>st</sup> Class  
Robert Clew

Surveyors statement -  
Filed Nov. 5<sup>th</sup> 1927  
J. J. Robison Comm.  
Clock

REGISTERED SURVEYORS  
COUNTY CLERK'S OFFICE  
SAN MARCOS, TEXAS

and Mike Arledge as shown in the survey of same.  
This will authorize you to insert the names of A. G. Davis  
in which notes I do not give the names of the claimant.  
I call your attention to the field notes of the R. Clew

Yours truly

San Marcos, Texas,  
November 2, 1927  
J. W. Minot

RECEIVED

NOV 2 1927

REGISTERED AS SURV

SAN MARCOS, TEXAS  
SURVEYOR OF NAVAS COUNTY  
LICENSED LAND SURVEYOR TEXAS  
CIVIL ENGINEER  
J. W. MINOT

Nov. 4, 1927

211

77  
January 22nd, 1924

Mr. Will G. Barber,  
San Marcos,  
T e x a s.

Dear Sir:

I have yours of the 8th instant, with regard to Section 6, Certificate 149, H&OB Rwy Co., in Hays County, also the Robert Clever Survey by virtue of Certificate 16/313. I find that resurvey and corrected field notes for both of these surveys will be required before they can be patented. Such resurvey should properly establish the surveys on the ground and the corrected field notes for 6 should respect the Clever as actually located.

When corrected field notes for 6 are filed and the land is fully paid out, the patent and recording fees deposited, patent can issue to O. G. Park, original purchaser. After you get corrected field notes for this section filed, we can then make you a statement showing the balance principal and interest required. On the basis of 640 acres the patent and recording fees will amount to \$11.00.

As to the Robert Clever Survey, the field notes here call for 93,142 square varas. It seems that the survey was made while the certificate was on file in the Land Office. However, the Department has heretofore construed the Act of 1889 as validating this feature. Hence, when corrected field notes are filed and patent and recording fees, amounting to \$4.00, are paid and affidavit of ownership by the present owner is filed, with a fee of 50¢, patent may issue to David A. Cunningham, assignee.

Yours very truly,

Hutch/c  
41477  
Travis 1st Class-  
503

Commissioner

*Mrs. Mathis*

*1/27  
File 203  
Travis 1st Class*

7/ File 503  
Travis 1<sup>st</sup> Class

503  
Travis 1st Class-  
1144  
Hutch/e

Commissioner

Yours very truly,

nee.  
202. Patent was issued to David A. Cunningham, esq. & his heirs by the present owner in 1882, with a fee of amounting to \$4.00, and paid and receipt of owner. The notes are filed and patent and recording fees, as well as this fee. Hence, when corrected Department has heretofore considered the Act of 1882 case was on file in the Land Office. However, the seems that the survey was made while the certificate filed notes here call for 23.148 acres. As to the Robert Clever Survey, the

fees will amount to \$11.00.  
The date of 440 acres the patent and recording the balance principal and interest redempted. On filed, we can then make you a statement showing you get corrected filed notes for this section issue to O. G. Erik, original purchaser. After patent and recording fees deposited, patent can be filed and the land is fully paid out. The

When corrected filed notes for the the Clever as actually issued. the corrected filed notes for a should respect properly establish the survey on the ground and fore they can be patented. Such surveys should for both of these surveys will be required be- I find that surveys and corrected filed notes Clever Survey by virtue of Certificate 16/312. HCOB Rwy Co. in Hays County, also the Robert with regard to section 6, Certificate 143. I have yours of the 8th instant.

Dear Sir:

L E X E R.  
San Marcos,  
Mr. Will G. Barber,

January 23rd, 1884

*Wm. Wright Co.*